

THIRD DAY

(Continued)

(Thursday, February 23, 1950)

AFTER RECESS

The Senate met at 9:30 o'clock a.m. and was called to order by the President pro tempore.

Presentation of Silver Cups

The President pro tempore, on behalf of the Senate, presented a silver cup to Carol Elizabeth Carney and to Jim Rudolph Lock, daughter of Senator and Mrs. Howard Carney and son of Senator and Mrs. Ottis Lock.

Senator Carney accepted the cup for his daughter and thanked the members of the Senate.

Senator Lock accepted the cup on behalf of his son and thanked the members of the Senate.

Senate Resolution 46

Senator Moffett offered the following resolution:

Whereas, Four outstanding citizens of Wichita Falls, Texas, are in the State Capitol Building today for the purpose of contacting State Departments in connection with official relationships between their county and the State Government; and

Whereas, These outstanding citizens are Judge Arthur Tipps, County Judge of Wichita County, and Mr. James Barnett, Mr. Ralph Hines, and Mr. Tom Norton, all leading citizens of Wichita County, and are anxious to closely observe the actual operation of our Democratic form of Government; now, therefore, be it

Resolved, That the Senate of the State of Texas express its pleasure concerning the visit of these citizens to their State Capitol and extend to them the privilege of the floor for the day.

The resolution was read and was adopted.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
February 23, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: I am directed by the House

to inform the Senate that the House has passed the following:

S. C. R. No. 13, Relating to Texas' ownership of lands and resources beneath navigable waters and tidewaters within the original boundaries of the Republic of Texas.

S. C. R. No. 14, Granting permission to the Enrolling Clerk of the House to correct Article XVII of House Bill No. 3.

The House has concurred in Senate amendments to H. C. R. No. 15 by a vote of 132 ayes, and 0 noes.

Respectfully submitted,
CLARENCE JONES,
Chief Clerk, House of Representatives.

Senate Concurrent Resolution 15

Senator Aikin offered the following resolution:

S. C. R. No. 15, Requesting the House to return H. B. No. 3 to the Senate for further consideration.

Be it Resolved, by the Senate of Texas, the House of Representatives concurring, That House Bill No. 3 be returned to the Senate for further consideration by the Senate.

The resolution was read.

(Senator Hardeman in the Chair.)

Senator Bell raised a point of order against the resolution on the ground that it is not before the Senate for its consideration.

The Presiding Officer (Senator Hardeman), overruled the point of order, stating that the resolution is a privileged resolution since it is equivalent to a motion to reconsider and recall.

(President pro tempore in the Chair.)

Pending further consideration of the resolution, Senator Kelley of Hidalgo raised the point of order that a concurrent resolution may not be considered immediately except by a suspension of the Senate Rule.

The President pro tempore overruled the point of order, stating that the resolution is a privileged resolution and is equivalent to a motion to recall.

Question recurring on the resolu-

tion, it was adopted by the following vote:

Yeas—22

Aikin	Lane
Ashley	Lock
Bracewell	Martin
Carney	McDonald
Colson	Morris
Cousins	Nokes
Hardeman	Phillips
Harris	Shofner
Hazlewood	Strauss
Jones	Tynan
Kelly of Tarrant	Weinert

Nays—9

Bell	Moffett
Bullock	Moore
Corbin	Proffer
Hudson	Vick
Kelley of Hidalgo	

Senate Resolution 48

Senator Hardeman offered the following resolution:

Whereas, The poet must have had in mind, when he described a thing of beauty as a joy forever, the fresh perfection of young girlhood, and

Whereas, Miss Nancy Knickerbocker and Miss Carol Faust, who are present in the Capitol today, truly depict the radiant beauty of youth and are representative of the women of tomorrow, in that both are studious and actively interested in the government of our State, as well as gracious and lovely of manner; therefore, be it

Resolved, That Miss Nancy Knickerbocker and Miss Carol Faust be granted the privileges of the floor of the Senate for today.

HAZLEWOOD
HARDEMAN

The resolution was read and was adopted.

Recess

On motion of Senator Aikin the Senate at 10:40 o'clock a.m., took recess to 11:30 o'clock a.m. today.

After Recess

The President pro tempore called the Senate to order at 11:30 o'clock a.m. today.

Presentation of Sweethearts to the Senate

The President pro tempore pre-

sented Miss Nancy Knickerbocker, Miss Carol Faust, Miss Carol Harris, Miss Diane Harris and Miss Prissy Harris to the Senate as Sweethearts of the Senate.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
February 23, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 16, In memory of Mrs. Helen Catherine Robinson.

S. C. R. No. 15, Requesting the return of H. B. No. 3 to the Senate for further consideration.

Pursuant to the provisions contained in S. C. R. No. 15, I am returning herewith H. B. No. 3 to the Senate.

Respectfully submitted,
CLARENCE JONES,
Chief Clerk, House of Representatives.

Report of Water Code Committee

Senator Kelley of Hidalgo submitted the following report of the Water Code Committee:

Progress report of the committee created by the Fifty-first Legislature, through S. C. R. No. 36, Acts of the Regular Session of the Fifty-first Legislature, pages 1393-1395, known as Texas Water Code Committee, presented to the special Called Session of the Fifty-first Legislature.

To the Honorable Senate and House of Representatives of the Fifty-first Legislature of the State of Texas:

Your Committee, duly created and appointed for the purpose of making a thorough and comprehensive study of the existing Water Laws of this State with a view to making recommendations to the Legislature for a revision and re-codification of such existing laws, submits this, its Progress Report in order that you may be informed of the work and activities of this Committee up to the present time.

In accordance with the provisions of S. C. R. No. 36, adopted at the Regular Session of this Legislature, the twenty-one (21) members of the Committee therein provided for were

appointed in October, 1949, by the respective officials authorized to make such appointments, as follows:

By the Governor:

John D. McCall, of Dallas; J. T. Canales, of Brownsville; Phil S. Hardy, of Texarkana.

By the Lieutenant Governor:

Senator Rogers Kelley, of Edinburg; Senator George Moffett, of Chillicothe; Senator John J. Bell, of Cuero; Senator Pat Bullock, of Colorado City; Senator Hill D. Hudson, of Pecos; Senator W. R. Cousins, Jr., of Beaumont; Col. Geo. Knapp, of Houston; Judge M. J. Raymond, of Laredo; J. C. Cantrell, of Princeton.

By the Speaker of the House of Representatives:

Rep. Preston Smith, of Lubbock; Rep. Hiram Childress, of Sweetwater; Rep. Byron R. Tinsley, of Greenville; Rep. Douglas E. Bergman, of Dallas; Rep. Wm. S. Fly, of Victoria; Rep. Jack B. Brooks, of Beaumont; Lawrence R. Hagy, of Amarillo; R. Dean Moorhead, of Austin; Victor Bouldin, of Houston.

On October 18, the members of the Committee assembled in the Committee Room of the Senate in the Capitol in Austin for the purpose of organizing and proceeding with the work outlined in the resolution. At that meeting, the following officers were elected:

Senator Rogers Kelley, Chairman; Rep. Byron Tinsley, Vice-Chairman; John D. McCall, Secretary.

The oath of office was administered to the members of the Committee, who are not members of the Legislature, by Hon. J. E. Hickman, Chief Justice of the Supreme Court of Texas.

Pursuant to a resolution duly adopted, the Chairman appointed a Steering Committee to perform the administrative work of the Committee, as follows:

Senator George Moffett, Chairman; Senator John J. Bell, Representative Preston Smith, Representative Wm. S. Fly, John D. McCall.

Following the organizational meeting on October 18, 1949, the Committee re-convened in the Senate Committee Room in the Capitol in Austin, on November 14, 1949. At this second meeting, plans were made for the work of the Committee and it was decided that the Committee would hold Regional Meetings in the several sections of the State in order to enable all citizens and organizations to ad-

verse with the Committee and express their views concerning the problems involved in the administration of the existing Water Laws of Texas as applied to their localities and to make recommendations for any proposed changes in such laws.

Accordingly, the first Regional Meeting was held at Weslaco on December 14 and 15, 1949. At that meeting fourteen witnesses were heard and considerable documentary evidence was presented.

Also, at the Weslaco meeting the Chairman, Senator Rogers Kelley, tendered the use of his offices on the third floor of the Capitol in Austin for use of the Committee as its Executive Offices, which offer was accepted. An Executive Secretary, L. Hamilton Lowe, an Austin attorney, was employed, and forthwith proceeded to open the offices of the Committee in the Capitol and to organize the offices for carrying on the functions of the Committee. Under authorization of the Committee, a stenographer, Mrs. Mary Gray, of Austin, was employed to assist the Committee and the Executive Secretary.

Under the direction of the Committee, the office staff commenced the collection of research material and data. In this work, the State Board of Water Engineers, the Board of Control, the Attorney General's staff, the staff of the Secretary of State, and the Legislative Reference Librarian, the librarians of the State Library, the Supreme Court Library, and the University of Texas Law School Library, have been of invaluable assistance to the Committee. In addition, the faculty of the University of Texas Law School has been most cooperative. A seminar is being conducted in the Law School during the present semester for the purpose of gathering data and doing research upon special subjects which will aid the Committee in its work.

Through the cooperation of the agencies and organizations above enumerated, as well as through the active and efficient help of the Secretary of the Senate and the Sergeants at Arms of the Senate and the House of Representatives, the Committee has been able to conserve its appropriation and to conduct its activities at a minimum of expense.

Following the opening of the Committee office in Austin, additional Regional Meetings were held in Midland, Pecos and El Paso, on Janu-

ary 23 and 24. At these West Texas meetings, thirteen witnesses were heard and considerable written material was submitted. At the conclusion of the West Texas meetings, the Committee decided to hold a statewide hearing in Austin on February 10 and 11. The time for this meeting was set during the Special Session of the Legislature in order that all of the members of the House and Senate might observe the work of the Committee and offer advice, suggestions and assistance. Also, it was considered desirable to give all persons and organizations interested in water conservation and regulation throughout the State this opportunity to aid the Committee in its work. The Committee felt that if it could hear witnesses who would bring to the surface conflicting points of view as to the type of remedial legislation needed in Texas, it would be better able to evaluate and assimilate the testimony it had heard, and would hear in the future, in the localities where Regional Meetings are held.

Accordingly, notices were sent out to all members of the House and Senate and to public officials and newspapers in all of the counties in the State as well as to individuals and organizations, in all sections, known to be interested in our water problems. As a result a large number of well-informed persons attended the Austin meeting held on the floor of the Senate, and twenty-one of them gave very informative and helpful testimony. In addition, a number of written documents and recommendations which were filed for future reference.

The transcripts of all of the testimony taken at these and future hearings will be kept on file in the Committee's Executive Offices in Austin available to the Committee and to the public.

The Committee decided that the next series of Regional Meetings will be held in Amarillo, Wichita Falls and Stamford in March. Thereafter, at least two more Regional Meetings will be held—one in Dallas and one in Houston.

At the Austin Meeting in February, the Committee decided to conclude its Regional Hearings by May 1st, and thereafter to devote its efforts to the preparation of its report and recommendations. Several statewide meetings will probably be held in Austin during the time the Committee is preparing its report as occasion de-

mands and as problems of public policy are presented or encountered.

The Committee has found that the people of Texas are keenly aware of the seriousness of the situation confronting the State because of the scarcity of water in some areas, the lack of adequate drainage in other sections, the avoidable pollution of streams and underground waters in various localities, the need for more and larger storage reservoirs, and the immediate and pressing demand for flexible laws necessary to insure more equitable distribution of water and more adequate control over this most important natural resource.

In all parts of the State, your Committee has met with enthusiastic cooperation and assistance from the citizens, all of whom are becoming thoroughly aroused to a realization of the immediate need for constructive legislation designed to conserve and preserve the waters of our streams and reservoirs, as well as the need for implementing and enabling the proper State agencies to provide adequate storage facilities to save the storm and flood waters which are now passing unused into the Gulf of Mexico, performing no function other than to carry our valuable topsoil to the sea.

The Committee is indebted to the press for affording it ample and much needed publicity designed to acquaint the people of Texas with its work and its program and to awaken them to the need for prompt, intelligent, and unselfish effort on their part in order that the vast natural resources of this State may be saved and put to beneficial use.

It is the hope of the Committee that with the continued help and cooperation of all of the agencies above mentioned, as well as the continued interest and advice of every member of the House and the Senate, it will be able to prepare its report within the time allotted and to present it at the next Regular Session. We indulge the hope that the report will prove helpful and will aid the Legislature in the enactment of constructive laws designed to bring about a high degree of conservation of the State's waters and more equitable and beneficial distribution of water to our citizens.

Respectfully submitted,
ROGERS KELLEY,
Chairman,

Texas Water Code Committee

House Bill 3 on Final Passage

Senator Aikin moved to reconsider the vote by which H. B. No. 3 was passed.

The motion to reconsider prevailed by the following vote:

Yeas—21

Aikin	Lane
Ashley	Lock
Bracewell	Martin
Carney	McDonald
Colson	Nokes
Cousins	Phillips
Hardeman	Shofner
Harris	Strauss
Hazlewood	Tynan
Jones	Weinert
Kelly of Tarrant	

Nays—9

Bell	Moffett
Bullock	Moore
Corbin	Proffer
Hudson	Vick
Kelley of Hidalgo	

Absent

Morris

The President pro tempore then laid the bill before the Senate on its final passage.

Question—Shall the bill be passed?

Senator Aikin offered the following amendment to the bill:

Amend H. B. No. 3 as passed to third reading by the Senate by deleting from Article XIX, page 46, line 20 following the word "Texas" the following: "and for the activation of a surplus commodities distributing agency, authorized in Article 695c, Section 7, Vernon's Civil Statutes."

The amendment was adopted by the following vote:

Yeas—20

Aikin	Kelly of Tarrant
Ashley	Lane
Bracewell	Lock
Carney	McDonald
Colson	Nokes
Cousins	Phillips
Hardeman	Shofner
Harris	Strauss
Hazlewood	Tynan
Jones	Weinert

Nays—10

Bell	Martin
Bullock	Moffett
Corbin	Moore
Hudson	Proffer
Kelley of Hidalgo	Vick

Absent

Morris

On motion of Senator Aikin and by unanimous consent, the caption was amended to conform with the body of the bill as amended.

H. B. No. 3 was passed by the following vote:

Yeas—29

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Carney	Moore
Colson	Morris
Corbin	Nokes
Cousins	Phillips
Hardeman	Proffer
Harris	Shofner
Hazlewood	Strauss
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Lane	

Nays—2

Bullock	Kelly of Tarrant
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Senate Resolution 49

Senator Hudson offered the following resolution:

Whereas, We have visiting in the Capitol today students accompanied by their sponsor, Mrs. L. C. Magee, from the Midland Schools, and

Whereas, These students have shown considerable interest as can be seen by their having flown to Austin this morning to visit the Capital City and to learn of the functions of their State Government so that they may grow into worthy citizens of this State, and

Whereas, The Senate of the State of Texas appreciates the interest shown by these students and their sponsor in making this trip to Austin; now, therefore, be it

Resolved, By the Senate of the State of Texas, that the Senate expresses its appreciation to these students for this visit and that a copy of this resolution under seal of the Senate be

forwarded to each member of this group.

The resolution was read and was adopted.

**Report of Conference Committee
On House Bill 1**

Senator Carney submitted the following report:

Austin, Texas,
February 23, 1950.

Hon. Durwood Manford, Speaker of
the House.

Hon. Grady Hazlewood, President
Pro Tempore of the Senate.

Sirs: We, your Conference Committee, appointed to adjust the differences between the House and Senate on House Bill No. 1, have had the same under consideration, and beg to report back with the recommendation that it do pass in the form attached.

Respectfully submitted,
KIRKPATRICK
RAMPY
SMITH of Lubbock
HANNA
McLELLAN

On the Part of the House.
CARNEY
AIKIN
HARDEMAN
MOFFETT
ASHLEY

On the Part of the Senate.

**CONFERENCE REPORT HOUSE
BILL NO. 1**

A Bill to be entitled, "An Act amending House Bill No. 321, Acts of the Regular Session, 51st Legislature, 1949; making an appropriation for the support, maintenance, and improvement of the State Hospitals, Special Schools, and other institutions and the construction of certain buildings, included in said House Bill No. 321 for the fiscal year beginning September 1, 1950, and ending August 31, 1951; prescribing certain regulations and restrictions in respect to the expenditures of the appropriations; providing a savings clause; and declaring an emergency."

Be It Enacted by the Legislature of The State of Texas:

Section 1. Amend House Bill No. 321, Acts of the Regular Session, 51st Legislature, 1949, by making an appropriation out of the State Hospital

Fund in the State Treasury, for the support, maintenance, and improvement of the several State Hospitals, Special Schools, and other institutions, including construction, included in said House Bill No. 321, for the fiscal year beginning September 1, 1950, and ending August 31, 1951, to read as follows:

**AUSTIN STATE HOSPITAL,
AUSTIN**

For Year Ending
Aug. 31, 1951

Salaries	
1. Superintendent	\$ 6,600.00
2. Business Manager ..	5,640.00
3. Salaries	787,760.00
Total Salaries ..	800,000.00
4. Support and Maintenance, Bond Premiums, and Traveling Expenses	\$ 900,000.00
5. General Repairs and Improvements and Equipment	200,000.00
Grand Total— Austin State Hospital	\$ 1,900,000.00

**BIG SPRING STATE HOSPITAL,
BIG SPRING**

Salaries	
1. Superintendent	\$ 6,600.00
2. Business Manager ..	5,640.00
3. Salaries	237,760.00
Total Salaries ..	250,000.00
4. Support, Maintenance, Traveling Expenses and Bond Premiums	\$ 225,000.00
5. General Repairs and Improvements and Equipment	25,000.00
Grand Total— Big Spring State Hospital \$	500,000.00

RUSK STATE HOSPITAL, RUSK

Salaries	
1. Superintendent	\$ 6,600.00
2. Business Manager ..	5,640.00
3. Salaries	687,760.00
Total Salaries ..	700,000.00
4. Support, Maintenance, Traveling Expenses, and Bond Premiums	\$ 750,000.00

For Year Ending Aug. 31, 1951		For Year Ending Aug. 31, 1951	
5. General Repairs and Improvements and Equipment	100,000.00	5. General Repairs and Improvements and Equipment	100,000.00
Grand Total— Rusk State Hospital	\$ 1,550,000.00	Grand Total— Wichita Falls State Hospital	\$ 1,900,000.00
SAN ANTONIO STATE HOSPITAL, SAN ANTONIO		ABILENE STATE HOSPITAL, ABILENE	
Salaries		Salaries	
1. Superintendent	\$ 6,600.00	1. Superintendent	\$ 6,600.00
2. Business Manager ..	5,640.00	2. Business Manager ..	5,640.00
3. Salaries	787,760.00	3. Salaries	437,760.00
Total Salaries ..	\$ 800,000.00	Total Salaries ..	\$ 450,000.00
4. Support, Maintenance, Traveling Expenses, and Bond Premiums	\$ 900,000.00	4. Support, Maintenance, Traveling Expenses, and Bond Premiums	\$ 475,000.00
5. General Repairs and Improvements and Equipment	200,000.00	5. General Repairs and Improvements and Equipment	150,000.00
Grand Total— San Antonio State Hospital	\$ 1,900,000.00	Grand Total— Abilene State Hospital	\$ 1,075,000.00
TERRELL STATE HOSPITAL, TERRELL		AUSTIN STATE SCHOOL, AUSTIN	
Salaries		Salaries	
1. Superintendent	\$ 6,600.00	1. Superintendent	\$ 6,600.00
2. Business Manager ..	5,640.00	2. Business Manager ..	5,640.00
3. Salaries	737,760.00	3. Salaries	687,760.00
Total Salaries ..	\$ 750,000.00	Total Salaries ..	\$ 700,000.00
4. Support, Maintenance, Traveling Expenses, and Bond Premiums	\$ 800,000.00	4. Support, Maintenance, Traveling Expenses, and Bond Premiums	\$ 675,000.00
5. General Repairs and Improvements and Equipment	100,000.00	5. General Repairs and Improvements and Equipment	100,000.00
Grand Total— Terrell State Hospital	\$ 1,650,000.00	Grand Total— Austin State School	\$ 1,475,000.00
WICHITA FALLS STATE HOSPITAL, WICHITA FALLS		AUSTIN STATE SCHOOL FARM COLONY, AUSTIN	
Salaries		Salaries	
1. Superintendent	\$ 6,600.00	1. Superintendent	\$ 5,004.00
2. Business Manager ..	5,640.00	2. Business Manager ..	3,600.00
3. Salaries	837,760.00	3. Salaries	131,396.00
Total Salaries ..	\$ 850,000.00	Total Salaries ..	\$ 140,000.00
4. Support, Maintenance, Traveling Expenses, and Bond Premiums	\$ 950,000.00	4. Support, Maintenance, Traveling Expenses, and Bond Premiums	\$ 135,000.00

	For Year Ending Aug. 31, 1951		For Year Ending Aug. 31, 1951
5. General Repairs and Improvements and Equipment	50,000.00	4. Support and Maintenance, Traveling Expenses and Bond Premiums	500,000.00
Grand Total— Austin State School Farm Colony	325,000.00	5. General Repairs and Improvements and Equipment	75,000.00
MEXIA STATE SCHOOL AND HOME, MEXIA		Grand Total— State Tubercu- losis Sanato- rium	1,050,000.00
Salaries		EAST TEXAS TUBERCULOSIS SANATORIUM, TYLER	
1. Superintendent	6,600.00	Salaries	
2. Business Manager ..	5,640.00	1. Superintendent	6,600.00
3. Salaries	337,760.00	2. Business Manager ..	5,640.00
Total Salaries ..	350,000.00	3. Salaries	337,760.00
4. Support, Maintenance, Traveling Expenses and Bond Premiums	400,000.00	Total Salaries ..	350,000.00
5. General Repairs and Improvements and Equipment	50,000.00	4. Support, Maintenance, Traveling Expenses, and Bond Premiums	400,000.00
Grand Total— Mexia State School and Home	800,000.00	5. General Repairs and Improvements and Equipment	50,000.00
TEXAS CONFEDERATE HOME FOR MEN, AUSTIN		Grand Total— East Texas Tuberculosis Sanatorium ..	800,000.00
Salaries		WEAVER H. BAKER MEMORIAL TUBERCULOSIS SANATORIUM, MISSION	
1. Superintendent	5,004.00	Salaries	
2. Business Manager ..	3,600.00	1. Superintendent	6,600.00
3. Salaries	216,396.00	2. Business Manager ..	5,640.00
Total Salaries ..	225,000.00	3. Salaries	537,760.00
4. Support and Maintenance, Traveling Expenses and Bond Premiums	250,000.00	Total Salaries ..	550,000.00
5. General Repairs and Improvements and Equipment	50,000.00	4. Support, Maintenance, Traveling Expenses and Bond Premiums	600,000.00
Grand Total— Texas Confed- erate Home For Men	525,000.00	5. General Repairs and Improvements and Equipment	50,000.00
STATE TUBERCULOSIS SANATORIUM, SANATORIUM		Grand Total— Weaver H. Baker Memo- rial Tubercu- losis Sanatorium ..	1,200,000.00
Salaries		STATE ORPHANS' HOME, CORSICANA	
1. Superintendent	6,600.00	Salaries	
2. Business Manager ..	5,640.00	1. Superintendent	5,004.00
3. Salaries	462,760.00	2. Business Manager ..	3,600.00
Total Salaries ..	475,000.00		

	For Year Ending Aug. 31, 1951
3. Salaries	181,396.00
Total Salaries ..\$	190,000.00
4. Support, Maintenance, Traveling Expenses, Bond Premiums, Eye, Ear, Nose, and Throat Treatment..\$	200,000.00
5. General Repairs and Improvements and Equipment	75,000.00
Grand Total— State Orphans' Home	465,000.00

WACO STATE HOME, WACO

Salaries	
1. Superintendent\$	5,004.00
2. Business Manager ..	3,600.00
3. Salaries	126,396.00
Total Salaries ..\$	135,000.00
4. Support, Maintenance, Traveling Expenses and Bond Premiums	150,000.00
5. General Repairs and Improvements and Equipment	15,000.00
Grand Total— Waco State Home	300,000.00

TEXAS BLIND, DEAF, AND ORPHAN SCHOOL, AUSTIN

Salaries	
1. Superintendent\$	5,004.00
2. Business Manager ..	3,600.00
3. Salaries	141,396.00
Total Salaries ..\$	150,000.00
4. Support, Maintenance, Bond Premiums, Transportation of Indigent Pupils, and Traveling Expenses\$	75,000.00
5. General Repairs and Improvements and Equipment	50,000.00
Grand Total— Texas Blind, Deaf, and Orphan School ..\$	275,000.00

TEXAS SCHOOL FOR THE BLIND, AUSTIN

	For Year Ending Aug. 31, 1951
Salaries	
1. Superintendent\$	5,004.00
2. Business Manager ..	3,600.00
3. Salaries	166,396.00
Total Salaries ..\$	175,000.00
4. Support, Maintenance, Traveling Expenses and Bond Premiums	75,000.00
5. General Repairs and Improvements and Equipment	25,000.00
Grand Total— Texas School For the Blind..\$	275,000.00

TEXAS SCHOOL FOR THE DEAF, AUSTIN

Salaries	
1. Superintendent\$	5,004.00
2. Business Manager ..	3,600.00
3. Salaries	366,396.00
Total Salaries ..\$	375,000.00
4. Support, Maintenance, Traveling Expenses, Bond Premiums, and Scholarships to Gallaudet College..\$	175,000.00
5. General Repairs and Improvements and Equipment	75,000.00
Grand Total— Texas School For the Deaf..\$	625,000.00

ALABAMA-COUSHATTI INDIAN AGENCY, LIVINGSTON

Salaries	
1. Superintendent\$	4,120.00
2. Salaries	13,380.00
Total Salaries ..\$	17,500.00
3. Support, Maintenance, Traveling Expenses, Bond Premiums, and Mortuary Expenses	12,000.00
4. General Repairs and Improvements and Equipment	5,000.00
Grand Total— Alabama-Coushatti Indian Agency	34,500.00

**CONFEDERATE WOMAN'S HOME,
AUSTIN**For Year Ending
Aug. 31, 1951

Salaries	
1. Superintendent	\$ 4,008.00
2. Business Manager ..	2,280.00
3. Salaries	39,960.00
Total Salaries ..	\$ 46,248.00

4. Support and Maintenance, Bond Premiums, Eye, Ear, Nose and Throat Treatment, Glasses on Prescription, Grave Markers, and Traveling Expenses	39,752.00
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Grand Total—
Confederate
Woman's
Home\$ 86,000.00

**SCHOOL FOR CEREBRAL
PALSID**

1. Salaries, Support and Maintenance, General Repairs and Improvements and Equipment, Construction of Buildings including Acquisition of Necessary Real Estate and Other Necessary Expenses	\$ 500,000.00
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Grand Total—
School for Cerebral Palsied..\$ 500,000.00

**PLACEMENT DIVISION
BOARD FOR TEXAS STATE
HOSPITALS AND SPECIAL
SCHOOLS**

Salaries	
1. Sociological Director \$	4,200.00
2. Assistant Director .	3,900.00
3. Secretary	2,400.00

Total Salaries ..	\$ 10,500.00
4. Travel	2,000.00

Grand Total—
Placement
Division\$ 12,500.00

THORACIC SURGERY TEAMS

1. Salaries, Traveling Expenses, and Necessary Supplies for Thoracic Surgeons	
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For Year Ending
Aug. 31, 1951

to be employed by the Board for Texas State Hospitals and Special Schools to visit State Tuberculosis Sanatoriums	\$ 36,000.00
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Grand Total—
Thoracic Surgery Teams ..\$ 36,000.00

**RECAPITULATION OF
INSTITUTIONS GOVERNED BY
BOARD FOR STATE HOSPITALS
AND SPECIAL SCHHOLS BUDGET**

1. Austin State Hospital	\$ 1,900,000.00
2. Big Spring State Hospital	500,000.00
3. Rusk State Hospital	1,550,000.00
4. San Antonio State Hospital	1,900,000.00
5. Terrell State Hospital	1,650,000.00
6. Wichita Falls State Hospital	1,900,000.00
7. Abilene State Hospital	1,075,000.00
8. Austin State School	1,475,000.00
9. Austin State School Farm Colony	325,000.00
10. Mexia State School and Home	800,000.00
11. Texas Confederate Home for Men	525,000.00
12. State Tuberculosis Sanatorium	1,050,000.00
13. East Texas Tuberculosis Sanatorium	800,000.00
14. Weaver H. Baker Memorial Tuberculosis Sanatorium..	1,200,000.00
15. State Orphans' Home	465,000.00
16. Waco State Home.	300,000.00
17. Texas Blind, Deaf, and Orphan School	275,000.00
18. Texas School for the Blind	275,000.00
19. Texas School for the Deaf	625,000.00
20. Alabama-Coushatti Indian Agency ...	34,500.00
21. Confederate Woman's Home	86,000.00
22. School for Cerebral Palsied	500,000.00
23. Placement Division	12,500.00

For Year Ending
Aug. 31, 1951

24. Thoracic Surgery
Teams 36,000.00

Grand Total—
State Hospitals
and Special
Schools\$ 19,259,000.00

STATE SCHOOL DELINQUENT COLORED GIRLS

1. Superintendent\$ 4,000.00
2. Storekeeper-
Accountant 3,000.00
3. Salaries 65,580.00

Total Salaries ..\$ 72,580.00

4. Support, Maintenance, Bond Premiums, Medical and Surgical Operations, Traveling Expenses, Discharge and Transportation\$ 72,000.00
5. General Repairs and Improvements 8,000.00

Grand Total—
State School
Delinquent
Colored Girls.\$ 152,580.00

GAINESVILLE STATE SCHOOL FOR GIRLS, GAINESVILLE

1. Superintendent\$ 5,004.00
2. Storekeeper-
Accountant 3,000.00
3. Salaries 98,340.00

Total Salaries ..\$ 106,344.00

4. Support, Maintenance, Bond Premiums, Medical and Surgical Operations, Traveling Expenses, Discharge and Transportation\$ 80,000.00
5. General Repairs and Improvements 25,500.00
6. Laundry Equipment and Machinery for Refrigeration Building 33,000.00
7. Construct Hospital and Equipment ... 140,000.00
8. Enlarge Warehouse. 12,000.00

Grand Total—
Gainesville
State School
For Girls\$ 396,844.00

GATESVILLE STATE SCHOOL FOR BOYS, GATESVILLE

For Year Ending
Aug. 31, 1951

1. Superintendent\$ 5,004.00
2. Storekeeper-
Accountant 3,000.00
3. Salaries 230,700.00

Total Salaries ..\$ 238,704.00

4. Support, Maintenance, Bond Premiums, Medical and Surgical Operations, Traveling Expenses, Discharge and Transportation 200,000.00
5. General Repairs and Improvements 40,000.00
6. Construct Gymnasium and Recreation Building and Equipment 100,000.00

Grand Total—
Gatesville
State School
For Boys\$ 578,704.00

RECAPITULATION OF INSTITUTIONS GOVERNED BY YOUTH DEVELOPMENT COUNCIL

1. State School Delinquent Colored Girls \$ 152,580.00
2. Gainesville State School for Girls .. 396,844.00
3. Gatesville State School for Boys .. 578,704.00

Grand Total—
Youth Development Council..\$ 1,128,128.00

Grand Total—
State Hospitals
and Special
Schools\$ 19,259,000.00

Grand Total—
Youth Development Council..\$ 1,128,128.00

GRAND TOTAL \$ 20,387,128.00

GENERAL PROVISIONS

Sec. 2. Board and/or Council to Supervise: The supervision of and responsibility for the proper administration of the several schools, hospitals and other institutions enumerated herein is vested in the Board for Texas State Hospitals and Special Schools (hereinafter referred to as the Board) and the Executive Direc-

tor of said Board and the State Youth Development Council (hereinafter referred to as Council) and the Board and/or Council shall have full authority to promulgate rules and regulations not inconsistent with existing statutes to govern the operation of said schools, hospitals and other institutions.

Sec. 3. Annual Reports: (a) A report shall be made annually by the Superintendent or head of each institution and filed with the Board and/or Council before November first after the close of each fiscal year, giving an itemized statement of all moneys expended and the particular appropriation or fund from which said money was expended, a statement showing the full amount of money received from all sources and any balances remaining, and such other information as the Board and/or Council may require.

(b) The head of each institution shall keep a record of the absences of the various employees, the reasons therefor, whether from sickness, vacation or leave of absence, and incorporate this information in the institution's annual report made to the Board and/or Council.

Sec. 4. Printing and Stationery: All printing and stationery shall be purchased through the Board of Control and shall be confined to such articles and qualities as selected and contracted for by said Board of Control except certain printing provided by law to be done by several of the State institutions. No embossed or engraved printing and stationery shall be purchased.

Sec. 5. Postage Stamps: None of the money appropriated herein for postage stamps shall be spent except on warrants or checks made payable to a United States Post Office and the warrant or check shall be endorsed by the Postmaster from whom the purchase is made. If the expenditures for postage stamps at any institution exceed Five Hundred Dollars (\$500.00) for any one (1) year, the institution shall install a postage meter machine.

Sec. 6. The Board is hereby authorized to provide transportation to and from employment, for employees where such transportation is not available in the locality of the institutions governed by the Board for Texas State Hospitals and Special Schools.

Sec. 7. Vacation Allowances: Vacation allowances shall be set by the Board and/or Council for officers and employees who serve on a twelve (12) months basis. These employees shall, without deduction in salary, receive not exceeding one (1) working day's vacation for each month of service, such vacation period to be mutually agreed upon by the head of each institution with his employees; and any unused vacation time in any one (1) State fiscal year may be used only during the following fiscal year.

Sec. 8. Traveling Expenses: (a) Reimbursement for expenses incurred during travel on State business shall be made under rules and regulations promulgated by the Board and/or Council; provided, however, that in no case shall allowances for mileage on personal cars and per diem allowances exceed the maximums allowed in the departmental appropriation bill; and further provided, that reimbursement shall not be allowed for items not customarily allowed by the Comptroller of Public Accounts.

(b) All railroad and other transportation shall be paid in cash and properly listed in expense accounts rendered. Tax exemption certificates for transportation shall be used in all cases where the State is exempt from the payment of government tax under Federal provisions, and such State official or employee shall be required to obtain such tax exemption certificates from transportation company before incurring the expense and shall not be entitled to a refund of same on his expense account. No moneys herein appropriated shall be spent for the purchase of a passenger car having a wheelbase in excess of one hundred seventeen (117) inches; provided, however, that if passenger cars of longer wheelbase are offered at lower prices, the Board of Control may purchase same.

(c) It is hereby declared unlawful for any person authorized to use a State-owned automobile in connection with any business of the State to use such automobile in connection with any campaign in which such institution is directly interested, or in behalf of the campaign for re-election of any head of any department, and/or in any other manner, time or place than when such automobile is being used in the interest of and for the purpose of carrying out State business. Any person violating this Section, shall upon final conviction, be

subject to a fine of not less than Fifty (\$50.00) Dollars nor more than Two Hundred (\$200.00) Dollars. In the event such use of such automobile is being made with the knowledge of the head of any institution having charge of such automobile, then such head of such institution shall also be liable to punishment in a fine of not more than Two Hundred (\$200.00) Dollars. Any court of competent jurisdiction in the county where this law is violated shall have jurisdiction to try such case.

Sec. 9. Additional Employees Compensation: When a necessity exists for additional help at any of the institutions the Board and/or Council shall first give to the Superintendent its written approval and consent for such employment, and such help may be paid out of any institutional local funds, or out of any other non-salary appropriations. When any additional employees, other than those for which specific salary appropriations have herein been made, are employed, and are to be paid out of said non-salary appropriations or any other funds, such employees shall not be paid or granted larger salaries and emoluments than those provided in the specifically appropriated salaries or emoluments for similar positions within such institutions; and in the event there are no similar positions within such institution, then such additional employees shall not be paid larger salaries and emoluments than those provided for similar positions in other State institutions, departments or agencies. In the event laborers, skilled laborers and mechanics cannot be obtained at the above-mentioned salary scale, then the heads of such institutions may pay for temporary employment only not exceeding the prevailing wage scale paid in the localities where the temporary service is to be rendered. No additional employees may be hired without the written consent of the Board and/or Council.

Sec. 10. Audits: None of the appropriations herein made shall be used for employing any firm, corporation or person, excepting persons regularly and continuously employed by the institution or the Board and/or Council, to audit said institutions; provided, however, that if in the judgment of the head or managing officers of any of said institutions additional auditing is necessary, and the State Auditor shall not have sufficient funds in his appropriation to make such

audits, then the head or managing officers of any of said institutions may direct the State Comptroller to transfer in lump sum and add to the appropriation made for the State Auditor the amount necessary for the State Auditor to make such audits.

Sec. 11. Perquisites of Employees: (a) Under written direction of the Board and/or Council, institutional employees may receive such perquisites as the Board and/or Council may, by rule and regulation, prescribe; provided, however, that prior to granting or allowing such perquisites or emoluments to any medical or supervisory personnel, which will require new or additional remodeling or construction, approval must be obtained in writing from the Legislative Budget Committee. A copy of such approval, when obtained, shall be filed with the Comptroller of Public Accounts and no expenditure of any funds herein appropriated or any local funds shall be made without such prior approval.

(b) To prevent inequalities in salaries to those employees not receiving any or all of such perquisites it is provided that the Superintendent, upon the written approval of the Board and/or Council, may adjust employees' salaries out of non-salary appropriations by an amount not exceeding Fifty (\$50.00) Dollars per month each. It is specifically required however that no employee receiving an additional allowance as provided in this subsection may receive any perquisites at any institution unless he reimburses said institution for such perquisites at rates prescribed by the rules and regulations of the Board and/or Council. It is further specifically required that the Superintendent with the approval of the Board and/or Council shall specify those employees who shall receive full perquisites and those who shall receive the additional salary allowance.

Sec. 12. Salaries: (a) All annual salaries shall be paid in twelve (12) equal monthly installments except as otherwise provided by the Board and/or Council.

(b) The number of employees at each institution, and salary of each, shall be fixed by the Board and/or Council. No position shall be supplemented or be paid more than a specific amount as set by the Board and/or Council out of any other funds belonging to said institution or the

State; provided that this language shall not be construed to prevent promotion or the transfer of one employee from his position to another position which provides a different salary, but it is specifically made the duty of the Superintendent to transfer employees to other positions when it is possible to secure more efficiency. No salary shall be paid to any person unless such person actually discharges assigned duties. Provided that any vocational instruction position at the institutions conducting schools may be partly paid or supplemented in amounts approved in writing by the Board and/or Council out of Federal or State appropriations or allocations made through educational agencies. It is further provided that employees who are required by law to render services to wards of the State may charge for services rendered to others and retain such portion of said charges as may be allowed by rules and regulations of the Board and/or Council.

(c) A person qualified to fill the position of "Psychiatrist" shall be a skilled physician authorized to practice medicine in Texas, and shall have not less than three (3) years experience in the treatment of mental diseases.

(d) The Board and/or Council is hereby authorized to employ, on a part-time basis from local funds, outstanding and recognized authorities in the fields of medicine, administration, therapy, psychiatry, nursing, and education. The Board and/or Council is also authorized to employ under the same conditions, authorities in particular fields of abnormal education. Should the Board and/or Council find it feasible to employ a person to serve two or more schools, the salary may be paid from the funds appropriated to each institution on a pro-rata basis.

(e) The Board and/or Council is hereby authorized to require employees to work six (6) eight (8) hour days each seven (7) day period or the equivalent thereof, except in instances of emergencies or other conditions requiring exceptions to this policy, for the efficient management of the institutions.

Sec. 13. Leaves for Course of Study: The Board and/or Council may allow physicians, registered nurses, and other professional employees a reasonable time without loss of salary to attend recognized schools and clinics

conducted by approved schools and associations.

Sec. 14. Revolving Fund and Institutional Receipts: (a) Each of said institutions is hereby allowed a revolving or petty cash expense fund for the purpose of making emergency payments, purchasing perishable products, operating small stores, or other necessary activities. The amounts of such funds shall be fixed by rules and regulations of the Board and/or Council.

(b) Surplus personal property belonging to any of the institutions may be sold or disposed of with the consent of the Board and/or Council and in the manner now provided by law; and all income from such sales and any other sources shall become and is hereby appropriated as a maintenance or contingent fund to be expended under the direction and upon the approval of the Board and/or Council for any necessary purpose. A complete statement of all expenditures from such local funds shall be made in the annual reports of said institutions. Any balances remaining to the credit of any of said local funds at said institutions or in the State Treasury at the end of the fiscal year are hereby re-appropriated for the above mentioned purposes for each year of the biennium.

(c) Upon the approval of the Board, any institution may make properly due refunds out of local funds of any advance payments made on behalf of pay-patients. Refunds to patients for unused advance payments may also be made out of revolving petty cash funds if directed by the Board. There is hereby appropriated to the Board and/or Council out of any institutional local funds such amounts as may be necessary for traveling and other expenses of the Board and/or Council. Provided, however, and if any salaries are paid under this section, the amounts paid shall not exceed the remuneration fixed for similar services in other State institutions.

(d) The various institutions named herein, including the Austin State Hospital Creamery, and the State Dairy and Hog Farm, are hereby authorized to sell to other institutions any farm, garden or dairy products at prices set by the Board and/or Council. Receipts from such sales shall be deposited to the credit of the selling institution's local fund. Any funds transferred from one institution to

another by virtue of the provisions of Article 666, Revised Civil Statutes of 1925, is hereby appropriated to the support and maintenance appropriation of the institution to which the Comptroller credits the funds.

Sec. 15. United States Aid: (a) The Board and/or Council, within its discretion, may take advantage of and accept any aid extended by the Federal Government for buildings, improvements and repairs at the institutions; provided, however, that in taking advantage of or accepting any aid extended by the Federal Government, the Board and/or Council shall not incur any indebtedness which would necessitate a supplemental or additional appropriation out of the General Revenue Fund of this State; and provided further, that in taking advantage of and accepting any aid extended by the Federal Government the Board and/or Council shall not deplete any of the funds herein appropriated to the several institutions to an amount which would necessitate a supplemental or additional appropriation out of the General Revenue Fund of this State to replenish said fund or funds. Any funds received by the Board and/or Council from the United States Government are hereby appropriated to the purposes for which the grant was made.

(b) The Board and/or Council is hereby authorized to negotiate purchases of commodities and supplies of any kind or character whatsoever with the duly authorized agencies of the Federal Government; provided, however, that such item, or items, so purchased will be obtained at a price not to exceed the prevailing market value thereof, and if there be no value, then at the real or intrinsic value; and it is further provided that the State Board of Control is authorized to waive the requirements of bidder's bond and performance bonds otherwise required, in dealing with the duly authorized representatives of the Federal Government.

Sec. 16. Alabama and Coushatti Indians: (a) The expenditure of all money herein appropriated for the welfare of the Alabama and Coushatti Indians in Polk County, and all employees therefor, shall be under the supervision and appointment of the Board.

(b) The Board is hereby authorized to accept gift deeds, approved as to form by the Attorney General,

for land adjoining or near the Alabama and Coushatti Indian Lands in Polk County, Texas, in which conveyances the owner or owners may desire to retain timber rights for not more than twelve (12) years and to retain oil and mineral rights permanently. The Board is also authorized to co-operate with the Federal Government on any Federal projects for improving the educational and economic condition of said Indians.

Sec. 17. Transfer of Appropriations: (a) The Superintendent of any institution, under the direction and upon the written approval of the Board and/or Council, shall be authorized to make such changes and substitutions of any amounts appropriated for maintenance, miscellaneous items, general repairs and improvements, excepting new buildings, as may be found necessary.

(b) The Board and/or Council is hereby authorized to transfer any money in any funds appropriated, of any institution to any other institution where such transferred fund, or funds, are not needed in the institution from which either or all of said fund, or funds, may be transferred. The State Comptroller of Public Accounts is hereby directed to make transfer of the fund, or funds, from either or all of the aforesaid accounts from one institution to another, upon written request therefor, by the Board and/or Council. It is further provided that any funds transferred under the provisions of this subsection may be used for any of the purposes set out in Section 17 (c) of this Act, subject to approval of the Legislative Budget Committee.

(c) There is hereby appropriated to the Board and/or Council any unexpended balance in any fund or item appropriated to any institution remaining at the end of the fiscal year ending August 31, 1951. Subject to the prior written approval of the Legislative Budget Committee these unexpended balances may be expended for the following purposes:

1. For the repairing, remodeling and/or renovating of any hospital, ward building, dormitory, or any other building at any institution;

2. For the replacement and installation of any plumbing fixtures, electrical wiring and fixtures, heating installations, and any like equipment at any institution;

3. For construction of any new buildings, or building, and purchase

of equipment and furniture necessary to place same in use at any institution, or at any other desirable site, where sufficient lands can be obtained without cost to the State;

4. For the support and maintenance and for operation and use of any institution which shall include the employment of sufficient personnel to operate and maintain said institution. Salaries and emoluments of said employees shall not exceed those paid and granted in similar institutions for similar work;

5. For the purpose of converting to State service, any other facilities in the State of Texas which may be acquired by the Board and/or Council. This is to include the cost of any repairs or improvements, negotiations and organizational expenses, on the part of the Board and/or Council, necessary for the conversion of said facilities, the cost of support, operation and maintenance thereof, and the cost of employing sufficient personnel in connection therewith. Salaries and emoluments of such employees are not to exceed those paid and granted in similar institutions for the same or similar work.

Sec. 18. None of the moneys herein appropriated or any of the local or auxiliary funds of any institution, governed by the Board for Texas State Hospitals and Special Schools, shall be spent for any remodeling or construction at the Inks Lake Branch of the Austin State School.

Sec. 19. Skilled Positions: (a) To properly maintain essential services when qualified full-time employees are appropriated for but cannot be obtained, the Board and/or Council is hereby authorized to use part-time employees temporarily in skilled positions.

(b) When expert consultants are needed they may be paid from appropriated salary items for physicians and/or psychiatrists.

(c) Thoracic and other surgeons may be paid on a fee basis or full-time from appropriated salary items.

Sec. 20. 'Emoluments of Board Employees: In recognition of salaries paid within institutions and in order to attract and retain qualified supervisory personnel on the staff of the Board, the Board is hereby authorized to allow emoluments to such employees out of the funds and facilities of one or more of the institutions in Travis County; provided, however, that prior to granting or allowing

such emoluments to any medical or supervisory personnel, which will require new or additional remodeling or construction, approval must be obtained in writing from the Legislative Budget Committee. A copy of such approval, when obtained, shall be filed with the Comptroller of Public Accounts and no expenditure of any funds herein appropriated or any local funds shall be made without such prior approval.

Sec. 21. Schools: (a) In order to maintain scholastic standards comparable to the public school in the area where the State institution is located, and in order that the children of the institutions may have equal advantages in the quality of teaching as do the children of public schools, the Board and/or Council is hereby authorized to pay teachers from the appropriated funds of this bill on a basis equal to that being paid in the city schools in or near where the particular institution is located. This rate of compensation shall include such rules and regulations on length of teaching service, educational accomplishments, as apply in the local public school system. Where the State Department of Education makes provisions for increased salaries anywhere in the State to teachers in the fields of special education, the Board and/or Council may authorize payment of the same rates to the teachers of special education students in the schools named herein. If the appropriation for teachers is not sufficient, the Board and/or Council may use any other funds under its jurisdiction.

(b) Inasmuch as the schools named herein operate on 9, 10, 11, and 12 months basis, the above provisions shall apply to the nine or ten-month term, based on local school regulations. The Board and/or Council shall exercise its authority and best judgment in the operation of the summer schools.

(c) If the teacher takes advantage of any of the emoluments or services of the institution such as room, board, or laundry, such services will be charged for (or deducted from the salary). The rates for such emoluments shall be fair and based on costs established by the accountant of the institution, subject to the approval of the Superintendent and the Board and/or Council.

(d) The Superintendent of the affected institution shall determine, with

the approval of the Board and/or Council, whether the principal of the school shall be required to live on the grounds of said institution.

Sec. 22. Deportation of Aliens: The cost of deportation of any alien may be paid by the institution from any appropriated non-salary item; and the cost of transportation expenses for the return of non-resident students in any of the State Schools may be paid by the school out of any appropriated non-salary item; provided, however, no traveling expenses shall be incurred by any employee of any of the State Hospitals, Special Schools or other institutions named in this Act, outside of the boundaries of the State of Texas, except for State business, and no such expenses shall be paid from State appropriations or out of any local or auxiliary funds by the State Comptroller or by any institution included herein to an employee of any State Hospital, Special School or other institution named herein until and unless a written statement, prepared in duplicate, approved and signed by the Attorney General, stating the purpose of the proposed trip to be for the purpose set out in Section 22 of this Act; one of which written statements shall have been filed with the disbursing officer of such State Hospital, Special School or other institution included in this Act and one copy with the State Comptroller.

Sec. 23. Boys and/or Girls State: The Board is authorized to allow the organization known as Boys and/or Girls State the use of the facilities of the physical plant of any school for which appropriations are made in this Act. Provided, however, that no State funds may be used in the operation of said school while Boys and/or Girls State is in session, and further provided that said session shall not interfere with the regular operation of the school.

Sec. 24. Fat Stock Shows: Students at any school for which appropriations are made in this Act may raise livestock for the purpose of entering said livestock in livestock exhibitions; provided, however, that the State shall be reimbursed for the cost of raising said livestock upon the sale thereof.

Sec. 25. Kerrville State Sanatorium. Should the Board use the properties located at Kerrville, which formerly was known as the State Tuberculosis Sanatorium for Negroes,

for any other purpose, then any of the funds appropriated herein, including local funds, may be transferred to said institution for salaries, bond premiums, support and maintenance, and other necessary expenses.

Sec. 26. Quarterly Budgets. The Legislative Budget Committee is hereby authorized to require quarterly budget approval prior to the expenditure of any of the funds appropriated to the institutions in this Act. Such requirement when exercised shall be made by filing written notice with the State Comptroller and written direction with the institution and the Board and/or Council. After such notice, no moneys herein appropriated shall be expended until such budget approval shall have been secured.

Sec. 27. The Youth Development Council is hereby authorized and directed to transfer and move the State School for Delinquent Colored Girls, now situated at Brady, Texas, to a suitable and appropriate location to be selected by the Youth Development Council in the area of the State lying east of U. S. Highway No. 81, extending from Ringgold, Texas, to Laredo, Texas. Such transfer and move hereby directed shall be effected on or before January 1, 1951.

Upon the removal of the State School for Delinquent Colored Girls all moneys herein appropriated to said School shall become available for use as set out herein at any new location. Should the Youth Development Council fail or refuse to move said school by January 1, 1951, the moneys herein appropriated for the State School for Delinquent Colored Girls shall revert to the State Treasury.

The Youth Development Council is hereby authorized and directed to accept any gifts and/or grants of land and/or buildings from any other existing State institution or agency and/or private donations to effect the relocation of said school.

For the purpose of re-locating the State School for Delinquent Colored Girls, there is hereby appropriated out of the State Hospital Fund in the State Treasury, not otherwise appropriated, the sum of Two Hundred and Twenty-five Thousand (\$225,000.00) Dollars for the remainder of the biennium ending August 31, 1951, for re-modeling, construction, equipment and any other necessary expenses to effect such re-location. Provided, however, that prior to the expenditure of such funds approval must be obtained

in writing from the Legislative Budget Committee. A copy of such approval, when obtained, shall be filed with the Comptroller of Public Accounts and no expenditure of these funds shall be made without such prior approval.

Upon the completion of such transfer and removal, the premises and buildings now occupied by and used in connection with such State School for Delinquent Colored Girls shall be placed in the control and custody of the Board for Texas State Hospitals and Special Schools for such use as the said Board shall determine.

Sec. 28. It is further provided that architects fees paid from the moneys herein appropriated for institutions governed by the Youth Development Council, shall be approved by the Legislative Budget Committee prior to the execution of any contracts for the employment of architects.

Sec. 29. If any section, sentence, clause, or part of this Act shall be held invalid by any court of competent jurisdiction, such holding shall not alter, change, or affect the remaining portions hereof, and it is hereby declared to be the intention of the Legislature to enact this said Act, and each sentence, clause, or part hereof independently and irrespectively of the invalidity of any part as declared unconstitutional or invalid.

Sec. 30. Emergency Clause. The fact that no appropriations exist for the fiscal year ending August 31, 1951, to provide for the salaries, support, maintenance, and operation of the Texas State Hospitals and Special Schools, and the fact that the continued maintenance and operation of said State Hospitals and Special Schools after August 31, 1950, depends on these appropriations being available, create an emergency and an imperative public necessity, that the Constitutional Rule requiring bills to be read on three several days in each House be, and the same is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

The report was read.

Resolutions Signed

The President pro tempore signed, in the presence of the Senate, after giving due notice thereof, the following enrolled resolutions:

H. C. R. No. 5, Suggesting to the

President of the United States that he request the resignation of the Secretary of State.

H. C. R. No. 13, In memory of William M. "Tudey" Thornton, distinguished writer for the Dallas Morning News.

H. C. R. No. 16, Commending Texas Exes for their fine spirit in continuing the tradition of March 2nd by meeting together on that day each year.

H. C. R. No. 19, Commending Judge Harold R. Medina for his Americanism.

H. C. R. No. 23, Providing for acceptance by the First Special Session of the Fifty-first Legislature for the State of Texas of an oil portrait of the late Colonel John W. Thomason, Jr.

Recess

On motion of Senator Harris, the Senate at 12:00 o'clock m., took recess to 3:00 o'clock p.m. today.

AFTERNOON SESSION

The Senate met at 3:00 o'clock p.m. and was called to order by the President pro tempore.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
February 23, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 27, Amending the joint rules of the two Houses.

H. C. R. No. 26, Granting permission to the legal representative of A. F. Martin, deceased, to sue the State of Texas.

The House has concurred in Senate amendments to House Bill No. 3 by vote of 113 ayes, 18 noes, and two present not voting.

The House has concurred in Senate amendments to House Bill No. 2 by vote of 114 ayes, 19 noes, and two present not voting.

The House has adopted the confer-

ence committee report on House Bill No. 1 by a vote of 136 ayes, 1 no.

Respectfully submitted,
CLARENCE JONES,
Chief Clerk, House of Representatives.

Report of Conference Committee on House Bill 1

Senator Hardeman called for consideration at this time, the report of the conference committee on H. B. No. 1 and moved that the report be adopted.

Senator Harris raised the point of order that there was not a quorum present.

The President pro tempore directed the Secretary to call the roll.

The roll was called and the following Senators answered to their names:

Aikin	Kelly of Tarrant
Ashley	Lane
Bell	Lock
Bracewell	Martin
Bullock	McDonald
Colson	Moffett
Cousins	Moore
Hardeman	Morris
Harris	Nokes
Hazlewood	Phillips
Hudson	Proffer
Jones	Tynan
Kelley of Hidalgo	Vick

Absent

Carney	Strauss
Corbin	Weinert
Shofner	

The President pro tempore announced that there was a quorum present.

(Senator Moffett in the Chair.)

Question recurring on the report, it was adopted by the following vote:

Yeas—31

Aikin	Hazlewood
Ashley	Hudson
Bell	Jones
Bracewell	Kelley of Hidalgo
Bullock	Kelly of Tarrant
Carney	Lane
Colson	Lock
Corbin	Martin
Cousins	McDonald
Hardeman	Moffett
Harris	Moore

Morris	Strauss
Nokes	Tynan
Phillips	Vick
Proffer	Weinert
Shofner	

Senate Resolution 52

Senator Proffer offered the following resolution:

Whereas, We have in the Capital City today the Honorable Fred Brown of Mineral Wells, Texas,

Whereas, Mr. Brown is a member of the Brazos River Conservation and Reclamation District Board, and

Whereas, Mr. Brown should be recognized as a valuable citizen of Mineral Wells and an official of Texas, now, therefore, be it

Resolved, That Mr. Brown be officially welcomed and given the privilege of the floor for the day.

The resolution was read and was adopted.

Senate Concurrent Resolution 17

Senator Nokes, by unanimous consent, offered the following resolution:

By Senators Nokes, McDonald and Harris:

S. C. R. No. 17, Providing for acceptance by the First Special Session of the 51st Legislature for the State of Texas of an oil portrait of the late Beauford H. Jester, to be hung in the State Capitol.

Whereas, Mr. and Mrs. W. C. Windsor of Tyler, Texas, commissioned the artist, John Moranz of Dallas, to paint an oil portrait of the late Governor Beauford H. Jester; and

Whereas, This portrait was completed during the latter months of the life of this distinguished statesman of Texas; and

Whereas, Mr. and Mrs. Windsor have most graciously and generously offered this splendid portrait to the State of Texas; now, therefore, be it

Resolved, That the Senate of Texas, the House of Representatives concurring, accept for and in behalf of the State of Texas, this portrait as a memorial to the late Governor Jester; and be it further

Resolved, That this portrait be hung appropriately in a place of honor in the State Capitol; and be it further

Resolved, That the gratitude of the State be expressed to Mr. and Mrs.

Windsor for their generous action; and be it further

Resolved, That the Secretary of the Senate and the Chief Clerk of the House send to Mr. and Mrs. Windsor a copy of this resolution under their respective seals.

The resolution was read.

On motion of Senator Nokes, and by unanimous consent, the resolution was considered immediately and was adopted.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
February 23, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 14, Providing for investigation of the charges for long distance phone calls.

S. C. R. No. 6, Granting Rosa Keef-er permission to sue the State.

S. C. R. No. 8, Granting permission to Charles C. Telford to sue the State.

S. C. R. No. 9, Granting Trinity County Lumber Company, et al., permission to sue the State.

S. C. R. No. 12, Granting Andy Dean, et al., permission to sue the State.

Respectfully submitted,
CLARENCE JONES,
Chief Clerk, House of Representatives.

House Resolutions on First Reading

The following resolutions, received from the House today, were read and referred to the committees indicated:

H. C. R. No. 26, To the Committee on Civil Jurisprudence.

H. C. R. No. 27, To the Committee on Rules.

H. C. R. No. 14, To the Committee on Rules.

At Ease

On motion of Senator Aikin, the Senate at 4:15 o'clock p.m., agreed to stand at ease subject to the call of the Chair.

The Presiding Officer called the Senate to order at 4:45 o'clock p.m. today.

Reports of Standing Committees

Senator Lane, by unanimous consent, submitted the following reports:

Austin, Texas,
February 23, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 21, have had the same under consideration, and I am instructed to report it back to the Senate, with the recommendation that it do pass and be not printed.

LANE, Chairman.

Austin, Texas,
February 23, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 26, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

LANE, Chairman.

Senator Harris, by unanimous consent, submitted the following report:

Austin, Texas,
February 23, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Rules, to whom was referred H. C. R. No. 27, have had same under consideration, and beg to report it back with the recommendation that it do pass and be not printed.

HARRIS, Chairman.

Messages from the Governor

The Presiding Officer laid before the Senate and directed the Secretary to read the following messages received from the Governor today:

Austin, Texas,
February 23, 1950.

To the Members of the 51st Legislature, First Called Session:

In calling you into special session as of Jan. 31, 1950, I stated the specific purpose of the session to be:

"To make and to finance such appropriations as the Legislature may deem necessary for the State Hospitals and Special Schools . . ."

This purpose has now been accomplished.

I heartily congratulate the Legislature, individually and collectively, upon the prompt and courageous manner in which you have met the emergency that existed.

In my opinion, your action will go down as the first major step in one of the greatest humanitarian projects this State has ever attempted—the reform, reorganization and rehabilitation of our outmoded eleemosynary system.

Several days remain of the 30-day period to which special sessions of the Legislature are limited.

Many additional subjects have been suggested for submission and consideration. In every instance I have taken the position that nothing else should be considered until the State hospital program was properly disposed of. Some of these subjects have statewide support; others are of a local nature.

In any event, it is now largely within the Legislature's discretion as to whether additional subjects are to be considered. I think it is obvious that not all of those that have been suggested can be adequately studied within the short time remaining.

In suggesting additional subjects for your consideration, it will be my intention first to consider the wishes of the Legislature and the people of Texas, as expressed by their communications with my office, and second to limit the introduction of controversial subjects that would require more consideration than the Legislature would be able to give them at this time.

The second section of the call read as follows: "To consider and act on such other subjects and questions as the Governor from time to time may submit by message for the consideration of the Legislature at such Special Session."

Under terms of that section, I attach herewith certain messages submitting other subject matter for your consideration.

Austin, Texas,
February 23, 1950.

To the Members of the 51st Legislature, First Called Session:

In my message to the First Called Session of the 51st Legislature, I stated:

"Quick action on this emergency matter (of providing for operation and improvement of the State Hospitals

and Special Schools) . . . will leave us time, perhaps, to re-examine our financial commitments and effect any economies that the Legislature, in its wisdom, might deem possible. Our first duty is to those who are under our care and on our conscience. When that duty has been discharged, we can and should consider every reasonable possibility of achieving economy . . ."

The principal objective of this Special Session having been accomplished, I hereby submit for your consideration and possible action the further subject of increased efficiency and economy in the operation of the State Government.

Austin, Texas,
February 23, 1950.

To the Members of the 51st Legislature, First Called Session:

I submit the following additional subjects for your consideration at the First Called Session of the 51st Legislature:

1. Emergency building needs of the M. D. Anderson Cancer Hospital, Houston; the School of Dentistry, Houston; the Texas State University for Negroes, Houston, and the Southwestern Medical Foundation, Dallas.
2. The extension of telephone service in the rural areas of the State.
3. Strengthening the laws of Texas in punishment of sex crimes.
4. A general validating act for public school districts, cities and counties.
5. Emergency appropriation for the office of the Attorney General, from Attorney General's collections, for the purposes enumerated in House Bill No. 20, Acts 51st Legislature, Regular Session, 1949, Chapter 47, page 82 (tidelands litigation).

Austin, Texas,
February 23, 1950.

To the Members of the 51st Legislature, First Called Session:

I submit the following additional subjects for consideration by the First Called Session of the 51st Legislature:

1. Local game laws.
2. Policies regarding the use of State Parks facilities.
3. Provision for the emergency needs of the office of the Adjutant General of Texas, in connection with the use of troops in time of disaster.
4. Supplemental appropriation from the Fire Insurance Division

Funds to the Fire Insurance Division of the Board of Insurance Commissioners for re-rating of Texas towns in the interest of promoting fire prevention and thereby decreasing fire insurance premium rates paid by the people of Texas.

5. Protection of the archives and records of the State of Texas.

6. A study of the problem of special education for mentally retarded children.

7. Clerical and stenographic help for the District Attorney of the 32nd Judicial District of Texas.

8. Powers of the Parks Board appointed in accordance with Article 6079-C, Revised Civil Statutes.

9. The Texas Fire Escape Law.

10. Proposal to create a County Court at Law in Lubbock County.

11. Proposal to amend the law transferring the authority of the County Court to the 107th District Court in Willacy County.

12. The bracket laws of the State of Texas in relation to the 1950 census.

13. Provision for Director of Extension, Texas State Library.

14. Authorization of a commission to consider the representation of the State of Texas at the National Capital Sesquicentennial Celebration, without financial obligation to the State.

15. Weatherford Junior College.

16. Nurses' training and certification.

17. Drainage, navigation, irrigation and water control and improvement district legislation and legislation pertaining to flood control.

18. School legislation.

19. Authorizing Commissioner of the General Land Office to reinstate original purchases of State lands under certain conditions.

20. Jury selection in certain counties.

21. Collection of delinquent taxes.

22. Allocation of fees in Department of Agriculture.

23. Correcting appropriation for San Jacinto State Park to include maintenance.

24. Such amendments to the criminal code as are necessary to protect life and property.

25. Appointment of bailiffs in certain counties.

26. Protection from rabid foxes.

27. Local road bills.

Respectfully submitted,
ALLAN SHIVERS,
Governor of Texas.

Senate Bills on First Reading

Senator Hazlewood, by unanimous consent, introduced the following bill, which was read first time and referred to the committee indicated:

By Senator Hazlewood:

S. B. No. 5, A bill to be entitled "An Act authorizing the Commissioner of the General Land Office to reinstate sales of land in Hutchinson County forfeited prior to February 2, 1943, and after January 1, 1943, and where the lands have been occupied by the original purchaser of said lands from the State for a period of twenty-seven years or more; and declaring an emergency."

To the Committee on Public Lands and Land Office.

Senator Bracewell asked unanimous consent to introduce a bill, the provisions of which he explained.

The Presiding Officer announced that there was objection.

Senator Bracewell then moved to suspend the Senate rule designating the period of the Legislative day for the introduction of bills.

The motion prevailed by the following vote:

Yeas—22

Aikin	Kelley of Hidalgo
Ashley	Lane
Bracewell	Lock
Bullock	Martin
Colson	McDonald
Corbin	Moffett
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Tynan
Jones	Vick

Nays—1

Hudson

Absent

Bell	Morris
Carney	Shofner
Kelly of Tarrant	Strauss
Moore	Weinert

The following bill was then introduced, read and referred to the committee indicated:

By Senator Bracewell:

S. B. No. 6, A bill to be entitled

"An Act making an appropriation to the Board of Regents of the University of Texas for buildings and equipment at the M. D. Anderson Hospital for Cancer Research of the University of Texas, and declaring an emergency."

To the Committee on Finance.

Senator Harris asked unanimous consent to introduce a bill, the provisions of which he explained.

The Presiding Officer announced that there was objection.

Senator Harris then moved to suspend the Senate rule designating the period of the Legislative day for the introduction of bills.

The motion prevailed by the following vote:

Yeas—21

Aikin	Lane
Ashley	Lock
Bracewell	Martin
Colson	McDonald
Corbin	Moffett
Cousins	Nokes
Hardeman	Phillips
Harris	Proffer
Hazlewood	Tynan
Jones	Vick
Kelley of Hidalgo	

Nays—1

Hudson

Absent

Bell	Morris
Bullock	Shofner
Carney	Strauss
Kelly of Tarrant	Weinert
Moore	

The following bill was then introduced, read first time and referred to the committee indicated:

By Senators Harris and Bracewell:

S. B. No. 7, A Bill to be entitled "An Act releasing penalties and interest on all State ad valorem taxes that were delinquent on or before the effective date of this Act, or which may become delinquent on or before February 1, 1951, provided same are voluntarily paid within the three-year period immediately following the effective date of this Act; providing that nothing in Section 1 of this Act shall be construed as postponing, de-

laying or extending the time for payment of delinquent taxes covered by this Act, nor prohibiting, postponing or delaying the filing or prosecution of tax suits; defining the term "voluntarily paid" as same is used herein; providing that any taxpayer may pay delinquent State ad valorem taxes for any one year or number of years under the provisions of Section 1 hereof without at the same time paying any other taxes that may be delinquent on the same property for any other year or years; providing for releasing of costs which would otherwise hereafter accrue on said delinquent taxes where same are voluntarily paid in the manner prescribed by this Act; providing for the allocation of all revenues derived from all State ad valorem taxes collected during the three-year period following the effective date of this Act, except such State ad valorem taxes as are otherwise allocated under the Constitution; suspending all laws or parts of laws in conflict with the provisions of this Act during the term of this Act, insofar as same are in conflict with the provisions hereof; providing a severability clause; and declaring an emergency."

To the Committee on State Affairs.

Senator Hardeman asked unanimous consent to introduce a bill, the provisions of which he explained.

The Presiding Officer announced that there was objection.

Senator Hardeman then moved to suspend the Senate rule designating the period in the Legislative day for the introduction of bills.

The motion prevailed by the following vote:

Yeas—20

Aikin	Lane
Ashley	Lock
Bracewell	Martin
Colson	McDonald
Corbin	Moffett
Hardeman	Nokes
Harris	Phillips
Hazlewood	Proffer
Jones	Tynan
Kelley of Hidalgo	Vick

Nays—2

Cousins	Hudson
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Absent

Bell	Morris
Bullock	Shofner
Carney	Strauss
Kelly of Tarrant	Weinert
Moore	

The following bill was then introduced, read first time and referred to the committee indicated:

By Senators Moffett, Harris and Hardeman:

S. B. No. 8, A bill to be entitled "An Act providing for the organization of cooperative, non-profit, membership corporations for the purpose of furnishing telephone service; defining terms; defining the powers and duties of such corporations; providing for the number of incorporators; providing the manner in which such corporations may be organized and prescribing the contents of the articles of incorporation; prohibiting the use of the words "Telephone Cooperative" by other corporations; providing for the execution, filing and recording of articles of incorporation and for the renewal of articles of incorporation; providing for the organization meeting, by-laws, qualifications of members, meetings of members, notice of members; meetings, voting by members, certificates of membership, and exempting members from liability for the debts of the corporation, and quorum of members; providing for a Board of Directors and for the election, qualification, and compensation of directors, for the filling of vacancies on the Board of Directors, for directors' meetings, for the election of officers and selection of officers and selection of agents and employees, and for the appointment of an executive committee; providing that such corporations shall be operated without profit and providing for the conduct and business management of such corporations; providing for the amendment of articles of incorporation, and for the consolidation and dissolution of such corporations; providing for the qualification of foreign corporations to do business under this Act; prescribing filing fees; providing for an annual license fee for such corporations and exempting such corporations from all other excise taxes; providing a limited exemption of all such corporations from the provisions of the Texas Securities Act (Chapter 100, Acts of the Forty-fourth Legis-

lature, Regular Session); extending the provisions of this Act to certain existing corporations; declaring the terms and provisions of this Act to be severable; and declaring an emergency."

To the Committee on State Affairs.

By unanimous consent, the following bills were introduced, read first time and referred to the committees indicated:

By Senators Jones, Morris, McDonald and Proffer:

S. B. No. 9, A bill to be entitled "An Act to validate the establishment, organization, and/or creation of all school districts, validating the acts of county boards of school trustees, county judges, commissioners' courts, boards of trustees of such school districts, and municipal governing bodies; validating tax elections, bond elections, bond assumption elections, and all bonds voted, authorized, and/or now outstanding of said districts; authorizing the levy, assessment, and collection of taxes; providing that this Act shall not apply to certain districts involved now or previously involved in litigation, or to districts involved in certain proceedings now pending before the State Board of Education, or to districts which may have been established and which later returned to original status; providing a savings clause, and declaring an emergency."

To the Committee on Civil Jurisprudence.

By Senator Aikin:

S. B. No. 10, A bill to be entitled "An Act validating the incorporation of all cities and towns of five thousand (5,000) inhabitants or less heretofore incorporated or attempted to be incorporated under the General Laws of Texas; validating the boundary lines thereof; validating governmental proceedings; providing that this Act shall not apply to any city or town now involved in litigation questioning the legality of the incorporation; and declaring an emergency."

To the Committee on Civil Jurisprudence.

By Senator Strauss:

S. B. No. 11, A bill to be entitled

"An Act to validate the establishment, organization, and/or creation of all school districts, validating the acts of county boards of school trustees, county judges, commissioners' courts, boards of trustees of such school districts, and municipal governing bodies; validating tax elections, bond elections, bond assumption elections, and all bonds voted, authorized, and/or now outstanding of said districts; authorizing the levy, assessment, and collection of taxes; providing that this Act shall not apply to certain districts involved now or previously involved in litigation, or to districts which may have been established and which later returned to original status; providing a savings clause, and declaring an emergency."

To the Committee on Civil Jurisprudence.

By Senators Lane and Nokes:

S. B. No. 12, A bill to be entitled "An Act amending House Bill No. 20, Acts Fifty-first Legislature, Regular Session, 1949, Chapter 47, page 82, by adding a new Section thereto to be known as Sec. 1a, authorizing the Attorney General to use a limited percentage of future collections to supplement available funds for defending the title of the State of Texas to its submerged lands; and declaring an emergency."

To the Committee on Finance.

By Senator Colson:

S. B. No. 13, A bill to be entitled "An Act amending Article 2094 of the Revised Civil Statutes of 1925, as amended by Acts of the 41st Legislature, Regular Session, 1929, Chapter 43, page 89, paragraph 1, as amended by Acts of the 51st Legislature, Regular Session, 1949, Chapter 467, page 868, relating to the selection of jurors for service in the district and county courts so as to provide that the provisions of this Act shall not apply to any county having a population of less than twenty thousand (20,000) inhabitants according to the last preceding Federal census when such county is a part of two or more Judicial Districts which Judicial Districts embrace more than two counties; and declaring an emergency."

To the Committee on Civil Jurisprudence.

By Senator Cousins:

S. B. No. 14, A bill to be entitled "An Act making it unlawful for any adult male or female to place or attempt to place his or her hands upon the sexual parts or otherwise fondle the sexual parts of a male or female under the age of 14 years, or to place or attempt to place his or her hands upon or otherwise fondle the breast of a female under the age of 14 years; fixing a penalty; providing for a severance of any invalid portion of this Act, and declaring an emergency."

To the Committee on Criminal Jurisprudence.

By Senator Cousins:

S. B. No. 15, A bill to be entitled "An Act making it unlawful for any person to entice, allure, persuade, invite or attempt to allure, persuade, entice or invite, any child under the age of sixteen (16) years to enter any vehicle, room, house, office or other place for the purpose of proposing to such child the performance of an act of sexual intercourse or an act which constitutes the offense of sodomy or for the purpose of proposing the fondling or feeling of the sexual or genital parts of such child or the breast of such child, if the child be a female, or for the purpose of committing an aggravated assault on such child, or for the purpose of proposing that such child feel or fondle the sexual or genital parts of such person; fixing a penalty; providing for severance of any part of this Act which may be held invalid; and declaring an emergency."

To the Committee on Criminal Jurisprudence.

By Senator Cousins:

S. B. No. 16, A bill to be entitled "An Act amending Articles 1147 and 1148 of the Penal Code of Texas, 1925, providing when and under what circumstance an assault or battery becomes aggravated; fixing a penalty; providing for severance of any part of this Act which may be held invalid; and declaring an emergency."

To the Committee on Criminal Jurisprudence.

By Senator Cousins:

S. B. No. 17, A bill to be entitled "An Act making it unlawful for any

person to expose his or her private parts or genital organs to a male or female under the age of fourteen years; fixing a penalty; providing for severance of any portion of this Act which is held invalid; and declaring an emergency."

To the Committee on Criminal Jurisprudence.

By Senators Cousins and Kelly of Tarrant:

S. B. No. 18, A bill to be entitled "An Act amending Article 474, Penal Code of Texas, 1925, so as to define what shall constitute disturbing the peace; fixing a penalty; providing for severance of any part of this Act held invalid; and declaring an emergency."

To the Committee on Criminal Jurisprudence.

By Senator McDonald:

S. B. No. 19, A bill to be entitled "An Act requiring separate facilities for white and Negro citizens in the system of State parks and the use thereof; authorizing the State Parks Board to take certain action in regard thereto; authorizing and prescribing the procedure for the lease of certain parks or portions thereof and appropriating the proceeds thereof; authorizing the State Parks Board to make rules and regulations, and declaring an emergency."

To the Committee on State Affairs.

By Senators Nokes and Kelly of Tarrant:

S. B. No. 20, A bill to be entitled "An Act making an appropriation for the Adjutant General's Department, State of Texas, for the Fiscal Year ending August 31, 1949, and declaring an emergency."

To the Committee on Finance.

By Senator Kelly of Tarrant:

S. B. No. 21, A bill to be entitled "An Act providing that the Commissioners' Court of Tarrant County may pay emergency flood relief claims out of the Flood Control Fund which was created under House Bill 940, Acts 51st Leg., R. S., 1949, ch. 537, p. 986; providing that before such claims may be paid the same must be sworn to by the claimant and approved by the

County Auditor, and declaring an emergency."

To the Committee on Finance.

By Senator Corbin:

S. B. No. 22, A bill to be entitled "An Act creating the County Court at Law of Lubbock County, Texas, transferring cases thereto and defining the jurisdiction of said Court; limiting amount from which appeals may be taken to the Court of Civil Appeals; prescribing the terms of said Court; prescribing the qualifications of the Judge thereof; providing for the duties of the County Attorney with reference to said Court and his fees for the performance thereof; providing for the appointment of a Judge of said Court and the quarters for holding Court therein; providing for the method of removal of the Judge of said Court from office; prescribing the bond and oath of office for the Judge of said Court; providing for the appointment or election of a special Judge of said Court and his remuneration; providing for the selection of a special Judge of said Court by agreement of the parties or Attorneys; providing the authority for the issuance of writs and enforcement of jurisdiction of said Court; providing for a Clerk and seal for said Court and prescribing the duties of the Sheriff; providing for selection and service of jurors and service of jurors heretofore summoned for County Court, Lubbock County; providing for filling of any vacancy in the office of Judge of said Court; providing for compensation for Judge of said Court; prescribing fees to be collected; providing for appointment of official shorthand reporter and qualifications of such reporters and salary for such services rendered; prescribing procedure on appeal from said Court; providing for the appointment of an official interpreter and his compensation, qualification and term of employment; providing for disposition of fees, transfer of juries; and declaring an emergency."

To the Committee on Counties and County Boundaries.

By Senator Proffer:

S. B. No. 23, A bill to be entitled "An Act amending Section 3 of House Bill No. 11, Acts 51st Legislature, Regular Session, 1949, page 612, Chapter 327, by adding thereto Weather-

ford Junior College of Parker County, at Weatherford; and declaring an emergency."

To the Committee on Education.

By Senators Hardeman and Vick:

S. B. No. 24, A bill to be entitled "An Act creating the State Board of Tuberculosis Nurses Examiners; prescribing the term of office and duties of the members thereof; providing for the organization of the Board; providing for the execution of a bond by the Secretary-Treasurer of the Board; prescribing the qualifications of applicants for examinations and providing for the issuance of certificates; providing for examination of applicants and granting exemptions; prescribing fees therefor; providing for the registration of nurses receiving certificates and designating nurses receiving certificates as registered tuberculosis nurses; providing for filing complaints and for revocation of certificates after hearing; providing an exception; providing that the provisions of this law shall be severable; repealing all laws or parts of laws in conflict to the extent of such conflict; and declaring an emergency."

To the Committee on State Affairs.

By Senator Kelley of Hidalgo:

S. B. No. 25, A bill to be entitled "An Act amending Article 2351 of the Revised Civil Statutes of Texas, 1925, by adding thereto a provision authorizing and empowering the Commissioners' Court of each county of this State, where said county has acquired a water supply from subterranean waters for county purposes, to sell, contract to sell and deliver to any public or municipal corporation or political subdivision of this State, for use or resale, any or all such water not needed for county purposes; providing that such Commissioners Court may enter into contracts for the sale and delivery of such waters for any period not exceeding 40 years from the date of such contracts; and providing that all monies received from the sale of such waters shall be placed to the credit of the General Fund of the county; repealing all laws and parts of laws in conflict herewith to the extent of such conflicts only; providing that if any section, sentence, clause or phrase of this Act is held to be invalid or unconstitutional,

the validity of the remaining portion shall not be affected thereby; and declaring an emergency."

To the Committee on Water Rights, Irrigation and Drainage.

By Senators Tynan, Corbin, Strauss, Cousins and Shofner:

S. B. No. 26, A bill to be entitled "An Act to authorize the issuance of licenses to Technical Nurses in this State by a Board of Technical Nurse Examiners; defining terms; prohibiting practicing as a Technical Nurse without a license; allowing certain exception; creating a Board of Technical Nurse Examiners and providing terms of office and qualifications for same; designating officers of the Board and prescribing duties; providing for Accrediting Secretary; and designating time of meetings by the Board; providing for holding of examinations and issuance of licenses for Technical Nurses; prescribing minimum standards of teaching for Technical Nurses; providing for the issuance of licenses to presently practicing Technical Nurses; providing for license by reciprocity; providing for the renewal of licenses; providing for the payment of fees; providing for the revocation of licenses; providing for the accrediting of training schools, hospitals, and institutions for training Technical Nurses; providing a saving clause; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

To the Committee on State Affairs.

By Senators Morris, Jones, Kelly of Tarrant and Harris:

S. B. No. 27, A bill to be entitled "An Act granting the consent of the State of Texas to the acquisition by the United States of land in the State needed for programs and works of improvement in the interest of flood control; providing that this Act shall apply only to that portion of the Trinity Watershed lying within Cooke, Grayson, Fannin, Collin, Hunt, Rockwall, Kaufman, Van Zandt, Dallas and Tarrant Counties; and declaring an emergency."

To the Committee on Water Rights, Irrigation and Drainage.

By Senator Moffett:

S. B. No. 28, A bill to be entitled

"An Act authorizing independent school districts in counties of more than 18,975 and less than 19,025 inhabitants according to the last preceding Federal Census under certain conditions to issue time warrants for certain purposes; providing certain powers and conditions relative to the issuance thereof, the levy of taxes in payment thereof, the interest and sinking fund, and other powers and conditions relative thereto; providing that no such warrants shall be issued or executed after the expiration of two (2) years from the effective date of this Act; and declaring an emergency."

To the Committee on Education.

By Senator Lock:

S. B. No. 29, A bill to be entitled "An Act transferring all funds appropriated to the State Auditor for the fiscal year ending August 31, 1951, and for the unexpended balance appropriated for the fiscal year ending August 31, 1950, out of the Foundation School Fund, by House Bill No. 322, Acts 51st Legislature, Regular Session, 1949, page 1208, Chapter 615, for the purpose of paying salaries and other expenses necessary to carry out the provisions of Senate Bill No. 116, Acts 51st Legislature, Regular Session, 1949, from the State Auditor to the State Department of Education; fixing the day such transfer shall be made; and declaring an emergency."

To the Committee on Finance.

By Senator Kelley of Hidalgo:

S. B. No. 30, A bill to be entitled "An Act to amend Subdivision 79 of Article 199, Title 8 of the Revised Civil Statutes of Texas, 1925, as amended by Acts 1925, 39th Leg., p. 182, ch. 45, Sec. 2, as amended Acts 1931, 42nd Leg., p. 876, ch. 370; Acts 1933, 43rd Leg., 1st C. S., p. 131, ch. 38, so as to change the time and terms of holding the terms of District Court in Jim Wells, Starr, Brooks and Duval Counties, constituting all of the counties in the 79th Judicial District of Texas; validating and continuing all process issued or served before this Act takes effect, including recognizances and bonds, and making them returnable to the next term of Court in said Counties and District, as herein fixed; to validate the summoning of grand and petit juries under this Act; providing all process is-

sued and made returnable on or before Monday next after the expiration of twenty (20) days from the date of service thereof shall be valid and unaffected by this Act; providing that Courts in session at the time the Act takes effect shall continue in session until the beginning of the succeeding term; and declaring an emergency."

To the Committee on Judicial Districts.

By Senator Bracewell:

S. B. No. 31, A bill to be entitled "An Act amending House Bill 322, Acts of the 51st Legislature, Regular Session, 1949, by increasing the purposes for which money appropriated to the San Jacinto State Park, Item 6, page 1298, of the General and Special Laws, 51st Legislature, 1949, of the appropriation for said park, can be expended and declaring an emergency."

To the Committee on Finance.

By Senator Kelley of Hidalgo:

S. B. No. 32, A bill to be entitled "An Act amending House Bill No. 47, Acts of the Fifty-first Legislature, Regular Session, 1949, Chapter 305, as amended by House Bill No. 966, Acts of the Fifty-first Legislature, Regular Session, 1949, Chapter 343, by adding a new section thereto to be known as Section 5a, so as to provide for the appointment of a bailiff and probation officer by the District Judge of the 105th Judicial District for Nueces County in said District; providing for a salary to be paid to said officer; and declaring an emergency."

To the Committee on Counties and County Boundaries.

By Senator Bell:

S. B. No. 33, A bill to be entitled "An Act to enlarge Road District No. 15 of Jackson County, Texas, and specifically setting out its boundaries as enlarged; creating and establishing said District as enlarged for the purpose of the construction, maintenance and operation of macadamized, graveled or paved roads and turnpikes, or in aid thereof; authorizing and requiring the Commissioners' Court to continue to levy an ad valorem tax upon the territory of said District as it existed prior to enlargement for

the payment of the principal and interest on outstanding bonds of said District as it existed prior to enlargement; authorizing the issuance of bonds by said District as enlarged in the manner as provided by the General Laws of Texas for the issuance of bonds by Road Districts, without the necessity of voting and issuance of compensation bonds, and in conformity with Article 3, Section 52 of the Constitution of Texas; and declaring an emergency."

To the Committee on Counties and County Boundaries.

By Senator Moffett:

S. B. No. 34, A bill to be entitled "An Act making an additional appropriation to the State Department of Agriculture for the biennium ending August 31, 1951, from the Special Pure Seed Fund and out of Seed Laboratory Fees; providing the purpose for which such funds shall be used and expended; and declaring an emergency."

To the Committee on Agriculture.

Senate Concurrent Resolution 18

Senator McDonald, by unanimous consent, offered the following resolution:

S. C. R. No. 18, Providing for a committee to make a study of State parks system relative to segregation.

Whereas, It has been the policy of this State to furnish separate equal facilities to the White and the Negro races in the use of the State parks and

Whereas, Additional facilities for Negro citizens are necessary in order that such facilities may be made equal to the facilities for the White citizens; now, therefore, be it

Resolved, by the House of Representatives, the Senate concurring, That a joint committee of the House and the Senate of the 51st Legislature to consist of three Senators and three Representatives be established to work with the Texas State Parks Board; and such committee be and is hereby directed to make a thorough and comprehensive investigation of the State's entire parks system, for the purpose of recommending to the regular session of the 52nd Texas Legislature, what steps are necessary to

provide substantially equal park facilities for the White and Negro races in the State, and

Whereas, No funds are now available to the State Parks Board to make such a comprehensive report for the State legislature; therefore, be it further

Resolved, That, not to exceed \$3000, be authorized to be expended for this purpose from the contingent fund of the 51st State Legislature.

The resolution was read and referred to the Committee on State Affairs.

Senate Concurrent Resolution 19

Senator Bracewell, by unanimous consent, offered the following resolution:

S. C. R. No. 19, Requesting certain State agencies to study and make recommendations to the 52nd Legislature relative to mentally retarded children.

Whereas, There are a large number of children of school age in the State of Texas who are mentally retarded and, while educable, are not able to take advantage of the regular instruction offered in the public schools of this State, and

Whereas, These children are not afflicted so seriously as to require attention in the mental hospitals of the State but can, through special classes or other feasible means, be given appropriate instruction while still residing with their families, and

Whereas, Other states of the United States are making realistic approaches to the solution of this most serious problem; therefore, be it

Resolved, by the Senate of Texas, the House of Representatives concurring, that this problem in its relation to the present educational program of Texas should be given careful study and consideration; and be it further

Resolved, That the Legislative Council of the Texas Legislature, with the advice of the State Department of Education, the State Department of Public Welfare, the State Youth Development Council, the Board for Texas State Hospitals and Special Schools, the Texas State Health Department, and other appropriate agencies of the State, be requested to explore this problem and report its findings and recommendations to the

regular session of the 52nd Legislature.

The resolution was read and referred to the Committee on State Affairs.

Senate Concurrent Resolution 20

Senator Lane, by unanimous consent, offered the following resolution:

S. C. R. No. 20, Providing for a commission of forty-five members to be known as "The Texas National Capital Sesquicentennial Commission."

Whereas, The Congress of the United States has provided "for the appropriate commemoration of the one hundred and fiftieth anniversary of the establishment of the seat of Federal Government in the District of Columbia in 1800"; and

Whereas, the State of Texas has been invited to participate in this Sesquicentennial observance by setting up exhibits based upon its own history, background, traditions and achievements; and

Whereas, The Governor of Texas created a special committee composed of the following members: Colonel Paul L. Wakefield, Chairman; Senator G. C. Morris, President pro tempore of the Senate; the Honorable Durwood Manford, Speaker of the House of Representatives; the Honorable Price Daniel, Attorney General of Texas; John Gould, Chairman, State Library and Historical Commission; Francis H. Henshaw, Texas State Librarian; Senator R. C. Lanning, Chairman, State Board of Control; Gordon K. Shearer, Executive Secretary, Texas State Parks Board; and A. Garland Adair, Texas Memorial Museum, for the purpose of exploring the advisability of the participation of the State of Texas in said National Capital Sesquicentennial celebration; and

Whereas, The said committee, after an exhaustive investigation, has reported to the Governor that "all available information would indicate that the coming celebration of the one hundred and fiftieth anniversary of the establishment of the seat of Federal Government in the District of Columbia in 1800 will be the greatest and most compelling lesson in American history and American traditions ever put before the American people; that each state will be accorded appropriate recognition during the Ses-

quicentennial celebration, which is scheduled to begin on April 15, 1950, and to continue through November 22, 1950, as a fitting prologue to Freedom Fair; that the Freedom Fair will be opened on April 15, 1951, as a great national exposition and will carry the Sesquicentennial observance through two additional seasons, ending on November 22, 1952; that each state will be allotted 1500 square feet of free exhibit space during the period of the Fair, provided that each state shall plan, erect and supervise its own exhibit and be responsible for its continued operation throughout the period of the Fair; that "since participation of states and territories is to be centered in a specially constructed Arcade of States, the absence of a Texas Exhibit would not only be widely noted and commented upon, but also would be a great disappointment to the several millions of visitors expected to attend the Fair"; and

Whereas, The said committee has recommended in its report to the Governor that "appropriate measures be taken at the earliest possible date to provide for Texas' participation in the Sesquicentennial celebration and in the Freedom Fair on a scale comparable to the activities undertaken by other states"; now, therefore, be it

Resolved, That the First Called Session of the Fifty-first Legislature of the State of Texas hereby authorizes and instructs the Governor to appoint a Commission of forty-five members, to be known as "The Texas National Capital Sesquicentennial Commission" (hereinafter referred to as the "Commission"), all of whom shall be representative citizens of Texas residing in the various sections of the State, one of whom the Governor shall designate as Chairman; that these Commissioners, with the approval of the Chairman, shall select an Executive Vice-Chairman and other officers from among their number; and, be it further

Resolved, That the following state and national officials are hereby designated as ex officio members of the Commission: The Lieutenant Governor of Texas, the President Pro Tempore of the Texas Senate, the Speaker of the Texas House of Representatives, the Attorney General of Texas, and the twenty-three members of the Texas Delegation in the Congress of the United States; and, be it further

Resolved, That it shall be the duty of the Commission to arrange credit-

able representation for the State of Texas at the Sesquicentennial celebration and to prepare and execute plans for the acquisition, collection, transportation, installation, maintenance, advertising and return of exhibits of the historical, scenic, recreational and industrial attractions of the State of Texas at said Freedom Fair; that the exhibits created for this purpose be so designed and constructed that they may be easily dismantled and reassembled for exhibition throughout the State for the education and enjoyment of Texans who are unable to attend the Freedom Fair in Washington; that institutions and agencies of the State of Texas be authorized to loan for exhibit museum and archival materials in their custody; and, be it further

Resolved, That said Commission shall be duly incorporated as a non-profit corporation under the laws of the State of Texas; and that it shall have authority to accept gifts, grants and donations of money and/or property in aid of such exhibits; to make necessary agreements and contracts with individuals, institutions, organizations, communities, counties and municipalities; and to employ and fix the compensation of an Executive Secretary and such other experts and assistants as may be needed to organize and perform the necessary technical and clerical work connected with the Commission's duties; all of said Commissioners, both active and ex officio, to serve without salary; and, be it further

Resolved, That it shall be the duty of all public institutions, boards and commissions in the State of Texas to assist the Commission herein provided for in every way possible, within the limits of the law, by supplying said Commission with information and materials which will add to the value of the exhibits; and, be it further

Resolved, That, in order that no individual, institution, organization, community, company, municipality, corporation, public or private, may believe or act upon the assumption that the State of Texas is or may become either morally or legally liable by reason of any contract, obligation, or act of the corporation herein suggested to be incorporated, it is specifically and definitely provided herein that said corporation shall never, by implication or otherwise, have any authority or power to create any financial responsibility, legal or moral,

on the part of the State of Texas; and be it further

Resolved, That the Commission herein provided for shall, upon the termination of said Freedom Fair, submit to the Governor and to the Legislature of Texas a complete report of its activities and its income and expenditures.

The resolution was read and referred to the Committee on State Affairs.

Reports of Standing Committees

By unanimous consent, the following reports were submitted at this time:

Austin, Texas,
February 23, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, Your Committee on Public Lands and Land Office, to whom was referred S. B. No. 5, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MOFFETT, Vice-Chairman.

Austin, Texas,
February 23, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 22, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES, Chairman.

House Concurrent Resolution 26

On motion of Senator Ashley and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 26, Granting permission to the legal representatives of the A. F. Martin estate to sue the State.

The resolution was read and was adopted.

House Concurrent Resolution 27

On motion of Senator Tynan and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 27, Amending the joint rules of the two Houses.

The resolution was read.

Senator Phillips offered the following amendment to the resolution:

Amend H. C. R. No. 27 by adding after the word "departments," the following: "including rural roads."

PHILLIPS
BELL
AIKIN
COLSON
NOKES

The amendment was adopted.

Question recurring on the resolution, it was lost by the following vote:

Yeas—11

Aikin	Hazlewood
Ashley	Hudson
Bracewell	Jones
Colson	Nokes
Hardeman	Tynan
Harris	

Nays—11

Bell	Martin
Corbin	Moffett
Cousins	Phillips
Kelley of Hidalgo	Proffer
Lane	Vick
Lock	

Absent

Bullock	Morris
Carney	Shofner
Kelly of Tarrant	Strauss
McDonald	Weinert
Moore	

House Concurrent Resolution 21

On motion of Senator Colson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 21, Granting V. O. Matthews permission to sue the State.

The resolution was read and was adopted.

Reports of Standing Committees

By unanimous consent, the following reports were submitted at this time:

Senator Proffer submitted the following reports:

Austin, Texas,
February 23, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 23, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be mimeographed.

PROFFER, Chairman.

Austin, Texas,
February 23, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 28, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PROFFER, Chairman.

Senator Jones submitted the following reports:

Austin, Texas,
February 23, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 32, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES, Chairman.

Austin, Texas,
February 23, 1950.

Hon. Grady Hazlewood, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 33, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

JONES, Chairman.

Resolutions Signed

The President pro tempore signed, in the presence of the Senate, after giving due notice thereof, the following resolutions:

S. C. R. No. 13, Relating to Texas' ownership of lands and resources beneath navigable waters and tidewaters within the original boundaries of the Republic of Texas.

S. C. R. No. 14, Authorizing the Enrolling Clerk to make certain corrections in H. B. No. 3.

S. C. R. No. 9, Granting the Trinity Lumber Company and others permission to sue the State.

S. C. R. No. 15, Recalling H. B. No. 3 from the House for further consideration.

S. C. R. No. 16, In memory of Mrs. Helen Catherine Robinson.

S. C. R. No. 6, Granting Rosa Keefer permission to sue the State.

S. C. R. No. 8, Granting Charles C. Telford permission to sue the State.

S. C. R. No. 12, Granting Andy Dean, et al., permission to sue the State.

Recess

On motion of Senator Phillips, the Senate at 5:50 o'clock p.m., took recess until 12:00 o'clock m. tomorrow.

In Memory of

Mrs. Helen Catherine Robinson

(Senate Concurrent Resolution 16)

Senator Phillips offered the following resolution:

S. C. R. No. 16, In memory of Mrs. Helen Catherine Robinson.

Whereas, On Wednesday, the 8th day of February, our Almighty God called from her earthly existence Mrs. Helen Catherine Robinson, widow of George E. Robinson, Sr., former Water Commissioner of the City of Galveston from 1919 to 1923; and

Whereas, We realize that we must yield to the inscrutable ways of Providence and bow to the will of Him who doeth all things well; and

Whereas, Mrs. Robinson was a member of a pioneer Texas family and a resident of Galveston County for a period of over fifty years; and

Whereas, She took a special interest in the welfare and progress of her native State, living a life of courage as illustrated by her appreciation, timeliness, and loyalty; and

Whereas, It is the desire of the Senate of Texas to recognize and to pay tribute to the useful life of this pioneer woman and to express sympathy to her family; now, therefore, be it

Resolved, That we express to the members of the family of the deceased our sincere sympathy and regret upon the passing of Mrs. Helen Catherine Robinson; that a copy of this resolution be mailed to the family of the deceased; and that when the House and Senate adjourn today, they do so in respect to the memory of this woman.

The resolution was read and was adopted.

In Memory of
Honorable W. Arthur Dayvault

(Senate Resolution 47)

Senator Phillips offered the following resolution:

Whereas, On Monday, February 20, 1950, Texas and the community of Glen Flora lost one of its most prominent and best loved citizens, the Honorable W. Arthur Dayvault; and

Whereas, Mr. Dayvault contributed of his time to all civic activities and answered every call for community service; and

Whereas, His broad experience, good judgment, and wise counsel proved valuable to the entire community in which he resided, winning for him the respect of all with whom he came in contact; and

Whereas, He played a big part in the growth and development of Wharton County; and

Whereas, He was an active and devout member of the Methodist Church; and

Whereas, Mr. Dayvault is survived by his wife; three sons, Frank P. Dayvault of Houston, Smoot W. Dayvault of Glen Flora, and W. A. Dayvault, Jr., of Blythe, California; one daughter, Mrs. Carl Reynolds of Glen Flora; two sisters, Mrs. C. B. Wooten of Columbia, South Carolina, and Mrs. D. P. Cloaninger of Lykesland, North Carolina; three grandchildren, Carl Reynolds, Jr., and Robert D. Reynolds of Glen Flora and Miss Helen Pat Dayvault of Houston; and

Whereas, The State of Texas, as well as the Town of Glen Flora and Wharton County, has sustained an irreparable loss in the passing from this earthly life of this good and great man who gave so much of his time and labors for the benefit of others; now, therefore, be it

Resolved, By the Senate of the State of Texas, That we extend our sincere and heartfelt sympathy to his bereaved family and that we acknowledge his passing by directing that a copy of this resolution be spread upon the pages of the Journal as an expression of our respect; that enrolled copies of this resolution be sent to members of his family; and that when the Senate stands adjourned today it do so in memory of W. Arthur Dayvault whose life and works will live long in the memory of his multitude of friends.

The resolution was read and was adopted.

In Memory of
George Alfred Hill, Jr.

(Senate Resolution 50)

Senator Bracewell offered the following resolution:

Whereas, God, in His Infinite Wisdom, on the second day of November, 1949, called to rest George Alfred Hill, Jr., of Houston, Harris County, Texas; and

Whereas, George A. Hill, Jr., was born at Corsicana, Texas, on January 12, 1892; and came to the City of Houston at an early age where he attended the public schools, later receiving his higher education at the University of Texas; and

Whereas, He was an able attorney, an authority in the field of petroleum, having founded the Texas Petroleum Council and served in many capacities with regard to the problems of oil in the State of Texas and the entire nation; and

Whereas, George A. Hill, Jr., was an active member of many organizations that concerned themselves with Texas History, and became an authority on the glorious history of this State, striving at all times to preserve for posterity the heritage of bold and liberty-loving early Texans; and

Whereas, He served with distinction in many civic affairs, having devoted his energy and talents for many years to the Houston Chamber of Commerce, Houston Community Chest, and numerous other worthwhile organizations; and

Whereas, George A. Hill, Jr., served the State of Texas as President of the San Jacinto Museum of History Association from its inception until his death, giving unselfishly of his time toward the preservation of priceless documents and articles dear to the heart of all Texans; and

Whereas, He served with distinction in World War I and in various important civil advisory offices connected with national affairs in later years; and

Whereas, This descendant of distinguished early Texans achieved distinction in so many fields that it is impossible to recount them all in this tribute; now, therefore, be it

Resolved, By the Senate of the State of Texas, That this Body acknowledge with regret the loss to the State of Texas which occurred with the passing of George A. Hill, Jr., a man possessed of rare qualities of ingenuity and ability, a man whose conduct throughout his lifetime exemplified the finer qualities of service to mankind; a great patriot, a loving husband and a kind father; and, be it further

Resolved, That copies of this resolution be forwarded to his widow and to their children; and that when the Senate adjourns today, it do so in memory of George A. Hill, Jr.

BRACEWELL
NOKES

The resolution was read and was adopted.

In Memory of
Charles J. Garbade

(Senate Resolution 51)

Senator Strauss offered the following resolution:

Whereas, On September 2, 1949, Almighty God in His Infinite Wisdom called from this life Chas. J. Garbade of Shiner, Lavaca County, Texas; and

Whereas, Mr. Garbade was born at Flatonia, Texas, on December 29, 1878, and had attained the age of 70 years; and

Whereas, He was a member of the Masonic Lodge, Eastern Star, K. of P., O.D.H.S., Yoakum Commandery Knights Templar, the Alzafar Shrine of San Antonio, the Shiner Volunteer Fire Department, Chamber of Commerce and Business Men's Club; and

Whereas, He had served in many official capacities including thirty years service as a City Alderman, as City Secretary, as Mayor and as a member of the Board of Education; and

Whereas, It is the desire of the Senate to pay tribute to the memory of this fine public-spirited citizen who contributed so much to his City, Community, State and Fellow Man; and

Whereas, He is survived by his wife, three sons, Rudy Garbade of Yoakum, Walter Garbade of San Antonio, and Percy H. Garbade of Shiner; five brothers, Henry Garbade and Walter T. Garbade of Galveston, D. Garbade and W. O. Garbade of Flatonia, Victor Garbade of Shiner; and one sister, Mrs. Lillie Rogge of Shiner; now, therefore, be it

Resolved, By the Senate of Texas, That we extend our sincere sympathy to the family of Chas. J. Garbade, that a copy of this resolution be sent to each member of his family and a copy be printed in the Journal and that when the Senate adjourns today it do so in memory of Chas. J. Garbade.

STRAUSS
BELL

The resolution was read and was adopted.